IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)
THURSDAY, THE SEVENTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT
THE HON'BLE MS JUSTICE G.ROHINI
WRIT PETITION NO : 2715 of 2005

Between:
A. Thirupalamma (Basivini), D/o. Naganna,
Old Madiga Street, Bukkarayasamudram Village and Mandal,
Anantapur District.

... PETITIONER

AND

The Mandal Revenue Officer, Bukkarayasamudram Village and
Mandal, Anantapur District.

...RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of a Writ of Mandamus and direct the respondents to act in accordance with law and forbear from dispossession or in interfering with the possession and enjoyment of the petitioner over the house site i.e., S.No. 553-1 and 554-1, Plot No. 74 extent of 0.47 cents in Bukkarayasamudram Village and Mandal, Anantapur District, except in accordance with law.

Counsel for the Petitioner: MR.KUNCHEAMMAHESWARA RAO

Counsel for the Respondent: GP FOR REVENUE

The Court at the stage of admission made the following:

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ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue appearing for the respondent.

The petitioner states that she was assigned a small extent of land admeasuring Ac.0.4.7 cents by proceedings dated 18-09-1991 and she has been in continuous possession and enjoyment of the same. However, the respondent-Mandal Revenue Officer, issued a show cause notice dated 22-12-2004 calling upon her to explain as to why the assignment granted in her favour, shall not be cancelled on the ground of alleged violation of conditions of assignment. The petitioner states that she has already submitted her explanation to the said show cause notice, however, the respondent has not passed any final order, so far. The petitioner alleges that though no final orders, as such are passed by the respondent, the staff of the respondent-Mandal Revenue Officer are taking steps to dispossess her from the land in question. Hence, this writ petition.

Having regard to the facts and circumstances of the case and having heard the learned Counsel for the petitioner as well as the learned Government Pleader for Revenue appearing for the respondent, the writ petition is disposed of with a direction to the respondent not to dispossess the petitioner from the land in question, without passing any final order in pursuance of the show cause notice dated 22-12-2004. No order as to costs.

G. ROHINI, J

Dated: 17-02-2005
Note: Furnish C.C. in two days.
B/o.
LSK

To
1. The Mandal Revenue Officer, Bukkarayasamudram Village and Mandal,
Anantapur District.
2. Two C.Cs. to the Government Pleader for Revenue, High Court Buildings,
Hyderabad. (O.U.T.)
3. Two C.D. copies.